

**FILED**

**AUG 21 2008**

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

CLERK OF DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

JOHN FORREST ZUMBRO

Plaintiff,

CASE NO. C06-6010 RMW (PR)

A.P. KANE, WARDEN, ET.AL.

Defendant.

PRISONER'S  
IN FORMA PAUPERIS  
APPLICATION

I, JOHN FORREST ZUMBRO, declare under penalty of perjury that I am the plaintiff in the above entitled case and that the information I offer throughout this application is true and correct. I offer this application in support of my request to proceed without being required to prepay the full amount of fees, costs or give security. I state that because of my poverty I am unable to pay the costs of this action or give security, and that I believe that I am entitled to relief.

In support of this application, I provide the following information:

1. Are you presently employed? Yes XX No    

If your answer is "yes," state both your gross and net salary or wages per month, and give the name and address of your employer.

Gross: \$40.00 Net: \$40.00

Employer: PRISON INDUSTRY AUTHORITY, SAN QUENTIN STATE PRISON

If the answer is "no," state the date of last employment and the amount of the gross and net salary and wages per month which you received. (If you are imprisoned, specify the last place of employment prior to imprisonment.)

N/A

2. Have you received, within the past twelve (12) months, any money from any of the following sources:

- a. Business, Profession or self employment Yes     No XX
- b. Income from stocks, bonds, or royalties? Yes     No XX

- c. Rent payments? Yes ☐ No ☒
- d. Pensions, annuities, or life insurance payments? Yes ☐ No ☒
- e. Federal or State welfare payments, Social Security or other government source? Yes ☐ No ☒

If the answer is "yes" to any of the above, describe each source of money and state the amount received from each.

N/A

N/A

3. Are you married? Yes ☐ No ☒

Spouse's Full Name: N/A

Spouse's Place of Employment: N/A

Spouse's Monthly Salary, Wages or Income:

Gross \$ N/A Net \$ N/A

4. a. List amount you contribute to your spouse's support:

\$ NONE

b. List the persons other than your spouse who are dependent upon you for support and indicate how much you contribute toward their support:

NONE

NONE

5. Do you own or are you buying a home? Yes ☐ No ☒

Estimated Market Value: \$ N/A Amount of Mortgage: \$ N/A

6. Do you own an automobile? Yes ☐ No ☒

Make N/A Year N/A Model N/A

Is it financed? Yes ☐ No ☒ If so, Total due: \$ N/A

Monthly Payment: \$ N/A

7. Do you have a bank account? (If you are a prisoner, include funds in your prison account, and provide the certificate attached, signed by an officer of the prison.)

Yes     No XX TRUST ACCOUNT

Name(s) and address(es) of bank: PRISON TRUST ACCOUNT, SAN QUENTIN STATE PRISON  
SAN QUENTIN, CALIFORNIA, 94964

Present balance(s): \$ 222.30

Do you own any cash? Yes     No XX Amount: \$ N/A

Do you have any other assets? (If "yes," provide a description of each asset and its estimated market value.)  
 Yes     No XX

N/A

8. What are your monthly expenses?

Rent: \$ N/A Utilities: N/A

Food: \$ 40.00 Clothing: N/A

Charge Accounts: NONE

Total Owed On N/A

Name of Account Monthly Payment This Account

<u>N/A</u>	\$ <u>NONE</u>	\$ <u>NONE</u>
<u>N/A</u>	\$ <u>NONE</u>	\$ <u>NONE</u>

9. Do you have any other debts? (List current obligations, indicating amounts and to whom they are payable.)


NONE

I consent to prison officials withdrawing from my trust account and paying to the court the initial partial filing fee and all installment payments required by the court.

I declare under the penalty of perjury that the foregoing is true and correct and understand that a false statement herein may result in the dismissal of my claims.

8-18-08

DATE

  
\_\_\_\_\_  
SIGNATURE OF APPLICANT

JOHN FORREST ZUMBRO, C-69757

Case Number: C066010 RMW (PR)

**CERTIFICATE OF FUNDS**

**IN**

**PRISONER'S ACCOUNT**

I certify that attached hereto is a true and correct copy of the prisoner's trust account statement showing transactions of JOHN FORREST ZUMBRO for the last six months at  
[prisoner name]

SAN QUENTIN STATE PRISON where (s)he is confined.  
[name of institution]

I further certify that the average deposits each month to this prisoner's account for the most recent 6-month period were \$ 43.63 and the average balance in the prisoner's account each month for the most recent 6-month period was \$ 43.63.

Dated: 8-8-08

Rory Ward  
Authorized officer of the institution



REPORT ID: TS3030 701

REPORT DATE: 08/08/08  
PAGE NO: 1

CALIFORNIA DEPARTMENT OF CORRECTIONS  
SAN GUENTIN PRISON  
INMATE TRUST ACCOUNTING SYSTEM  
INMATE TRUST ACCOUNT STATEMENT

FOR THE PERIOD: FEB. 08, 2008 THRU AUG. 08, 2008

ACCOUNT NUMBER : C69757  
ACCOUNT NAME : ZUMBRO, JOHN FORREST  
PRIVILEGE GROUP: A  
BED/CELL NUMBER: N 5 00000000084L  
ACCOUNT TYPE: I

TRUST ACCOUNT ACTIVITY

DATE	TRAN CODE	DESCRIPTION	COMMENT	CHECK NUM	DEPOSITS	WITHDRAWALS	BALANCE
02/08/2008		BEGINNING BALANCE					36.50
02/11	FR01	CANTEEN RETUR	703111		0.01-	36.51	
02/11	FC01	DRAW-FAC 1	3127/MAIN2		0.11-	0.00	
03/17	FR01	CANTEEN RETUR	703595		0.11-	0.11	
06/03	D550	INMATE PAYROL	4702/MAY08		22.60	22.71	
06/06	M451	DONATION-JEWI	4771/FDSALE		18.00	4.71	
06/10	FC01	DRAW-FAC 1	4800/MAIN1		4.60	0.11	
07/02	D550	INMATE PAYROL	0007/JUNE08		16.90	17.01	
07/14	FR01	CANTEEN RETUR	800186		0.10-	17.11	
07/14	FC01	DRAW-FAC 1	0195/MAIN2		175.00	0.00	
07/17	D300	CASH DEPOSIT	0227/MAILRM		47.30	175.00	
08/07	D550	INMATE PAYROL	0436/JULY08			222.30	

TRUST ACCOUNT SUMMARY

BEGINNING BALANCE	TOTAL DEPOSITS	TOTAL WITHDRAWALS	CURRENT BALANCE	HOLDS BALANCE	TRANSACTIONS TO BE POSTED	CURRENT AVAILABLE BALANCE
36.50	261.80	76.00	222.30	0.00	0.00	222.30



THE WITHIN INSTRUMENT IS A COPY OF THE TRUST ACCOUNT STATEMENT.  
BY: [Signature]  
ATTEST: [Signature]  
CALIFORNIA DEPARTMENT OF CORRECTIONS  
TRUST OFFICE



## DECLARATION OF SERVICE BY MAIL

I, JOHN F. ZUMBRO, the undersigned, declare:  
Printed Name of Declarant

I am over the age of 18 years, a citizen of the United States of America, and am ~~not~~ a party to the cause within. My residence address is:

CDC No. C-69757 Housing 5-N-844  
San Quentin State Prison  
San Quentin, CA 94974

On AUGUST 18<sup>TH</sup>, 2008, I served the following document(s):  
Month/Day Year

NOTICE OF APPEAL AND APPLICATION TO PROCEED IN  
FORMA PAUPERIS.

on the parties and at the addresses described below by placing the pleadings in a sealed envelope, with postage fully prepaid, and presented said item(s) to Corrections Department staff for mailing in the United States Mail as per the rules and regulations governing outgoing legal mail at San Quentin State Prison.

OFFICE OF THE ATTORNEY GENERAL  
455 GOLDEN GATE AVENUE, SUITE 11000  
SAN FRANCISCO, CA 94102-7004

I swear under penalty of perjury that the foregoing is true of my own personal knowledge. Executed on this 18<sup>TH</sup> day of AUGUST, 2008, at San Quentin, CA, County of Marin.

  
Signature of declarant